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1079

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of:

**GLENN et al.**

Appln. No.: 09/337,746

Filed: June 22, 1999



Group Art Unit: 1643

Examiner: not assigned

**FOR: TRANSCUTANEOUS IMMUNIZATION WITHOUT  
HETEROLOGOUS ADJUVANT**

\* \* \* \* \*

September 28, 1999

**SUBMISSION OF SUBSTITUTE DECLARATION**

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

RECEIVED  
TECH CENTER 1600/2900  
99 SEP 29 AM 8:00

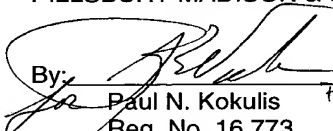
Please enter this replacement oath and declaration.

The original oath and declaration was filed in response to the Notice To File  
Missing Parts on September 21, 1999.

Respectfully submitted,

**PILLSBURY MADISON & SUTRO, LLP**

PEV/mjg

By:   
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**FOR UTILITY/DESIGN  
CIP/PCT NATIONAL/PLA  
ORIGINAL/SUBSTITUTE/SUPPLEMENTAL  
DECLARATIONS**

**RULE 63 (37 C.F.R. 1.53)  
DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

PM & S  
FORM

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the **INVENTION ENTITLED: Transcutaneous Iontophoresis**.  
Without Heterologous Adjunct

the specification of which (CHECK Applicable BOX(ES))  
☒ is attached hereto.  
☒ was filed on June 28, 1999 as U.S. Application No. 09/357,745  
☒ was filed as PCT International Application No. PCT/                     on                       
 and (if applicable to U.S. or PCT application) was amended on                       
 I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendments referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.53. I hereby claim foreign priority benefit under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate filed below and have also identified below any foreign application(s) for patent or inventor's certificate filed by me or my co-inventors claiming the subject matter claimed in this application and having a filing date (1) before that of this application on which priority is claimed, or (2) if no priority claimed, before the filing date of this application.

**PRIOR FOREIGN APPLICATION(S)**  
Number Country

Day/MONTH/Year Filed

Date first sold,  
open or Published

Date Patent  
or Granted

Priority Claimed  
Yes No

I hereby claim domestic priority benefit under 35 U.S.C. 119/20365 of the indicated United States applications listed below and PCT International applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior application(s). I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.53 which became available between the filing date of each such prior application and the national or PCT International filing date of this application.

**PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S)**

Application No. (series code/serial no.)

Day/MONTH/Year Filed

Status  
pending, abandoned, patented

Priority Claimed  
Yes No

08/749,184  
08/890,083

14 November 1995  
17 July 1997

patented  
pending

X  
X

PCT/US97/21324

14 November 1997

abandoned

X

09/257,188

28 February 1999

pending

X

09/309,881

11 May 1999

pending

X

09/811,721

14 May 1999

pending

X

09/060,169

22 June 1999

pending

X

09/128,370

6 April 1999

pending

X

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by the imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Charles H. Harris, Reg. No. 54,016 of Command Patent Attorney, Walter Reed Army Institute of Research, Washington, D.C. 20307-5100 AND  
Constance Barry, a Counsel Intellectual Property Group of Pillsbury Madison & Sarno LLP, 1100 New York Avenue, N.W., Ninth Floor, East Tower,  
Washington, D.C. 20004, telephone number (202) 861-0000 to sign all communications to be disclosed and the below-named persons (of the same address) individually and collectively my attorneys in connection with this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete names/numbers below of persons no longer with their firm and to act and rely on instructions from and communicate directly with the persons/addresses/organizations/organism which first send them this declaration to them and by whom which I hereby declare that I have consented after full disclosure to be represented undersigned I hereby certify above firm and/or a below attorney in writing to the contrary.

|                    |       |                    |       |                    |       |                      |       |
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(FOR ADDITIONAL INVENTORS, check box ☐ to attach PAT 118-2 same information for each re signature, name, date, citizenship, residence and address.)

PAT-118/00